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I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being facsimile transmitted to the Patent and Trademark Office, facsimile no (571) 273-8300, on the date shown below.

Dated: March 11, 2008

Signature: Wendy Balaban

Wendy Balaban

Docket No.: 65306-0092
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Timothy A. Becker et al.

Application No.: 10/738,317

Confirmation No.: 8901

Filed: December 17, 2003

Art Unit: 1618

For: COMPOSITIONS AND METHODS FOR
IMPROVED OCCLUSION OF VASCULAR
DEFECTS

Examiner: J. W. Rogers

MS 16
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir/Madam:

REQUEST FOR REFUND
(IMPROPER CHARGE OF DEPOSIT ACCOUNT)

I. REFUND REQUEST

This is a request for a refund, with respect to the charge to Deposit Account 18-0013, shown on the statement dated November 2007, for the above-identified

- ☒ application.
☐ patent.

(check the following, if desired, and supply copy of statement)

- ☒ A copy of the monthly statement, in which the error referred to occurs, accompanies this request.

Adjustment Date: 03/26/2008 SDIRETA1
11/27/2007 WPHILLIP 00000001 180013 10738317
01 FC:2201 105.00 CR

Application No.: 10/738,317

Docket No.: 65306-0092

II. FEES CHARGED FOR WHICH REFUND REQUESTED

	AMOUNT OF REFUND REQUESTED
<input type="checkbox"/> Filing fee	_____
<input type="checkbox"/> Surcharge for filing the basic filing fee on a date later than the filing date of the application (37 C.F.R. section 1.16(e))	_____
<i>and/or</i>	
<input type="checkbox"/> Surcharge for filing the oath or declaration on a date later than the filing date of the application (37 C.F.R. section 1.16(e))	_____
<input type="checkbox"/> Extension of term (2)	
<input type="checkbox"/> first month	_____
<input type="checkbox"/> second month	_____
<input type="checkbox"/> third month	_____
<input type="checkbox"/> fourth month	_____
<input type="checkbox"/> fifth month	_____
<input type="checkbox"/> Excess claims	
\$ <input type="checkbox"/> Issue fee	_____
<input type="checkbox"/> Petition fee	_____
<input type="checkbox"/> Patent maintenance fee	
<input type="checkbox"/> first maintenance fee	_____
<input type="checkbox"/> second maintenance fee	_____
<input type="checkbox"/> third maintenance fee	_____
<input type="checkbox"/> Patent maintenance fee surcharge	_____
<input checked="" type="checkbox"/> Other <u>Independent Claims in excess of 3</u>	<u>\$105.00</u>
TOTAL REFUND REQUESTED	
	<u>\$105.00</u>

III. EXPLANATION OF WHY CONTESTED CHARGE IS IN ERROR

Deposit Account 18-0013 was charged \$105.00 on November 27, 2007 for independent claims in excess of three (3) (code 2201). On October 31, 2007, Rader, Fishman and Grauer filed an Amendment along with Petition for extension of time and a Request for Continued Examination. In the amendment that was filed on 10/31/07, no new claims were added requiring the fee of \$105.00, for additional independent claims. We believe that the \$105.00 charge noted on the deposit account statement was made in error by the United States Patent and Trademark Office, and we hereby request a refund. A copy of the Deposit Account Statement showing the indicated charge is attached.

Application No.: 10/738,317

Docket No.: 65306-0092

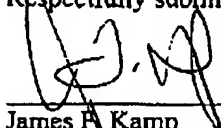
IV. MANNER OF REFUND

Please make refund by

☒ crediting Account No. 18-0013.
☐ refunding payment.

Dated: March 11, 2008

Respectfully submitted,



James A. Kamp

Registration No.: 41,882

RADER, FISHMAN & GRAUER PLLC

Correspondence Customer Number: 10291

Attorney for Applicants



United States
Patent and
Trademark Office

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Deposit Account Statement

Requested Statement Month: November 2007
 Deposit Account Number: 180013
 Name: RADER FISHMAN & GRAUER
 Attention: ACCOUNTING DEPT.
 Street Address 1: 39533 WOODWARD AVENUE
 Street Address 2: SUITE 140
 City: BLOOMFIELD HILLS
 State: MI
 Zip: 48304
 Country: UNITED STATES

DATE	SEQ	POSTING REF TXT	ATTORNEY DOCKET NBR	FEE CODE	AMT	BAL
11/27	1	11984900	SON-3882	1011	\$310.00	\$95,978.51
11/27	2	11984900	SON-3882	1111	\$510.00	\$95,468.51
11/27	4	11984900	SON-3882	1203	\$370.00	\$95,098.51
11/27	3	11984900	SON-3882	1311	\$210.00	\$94,888.51
11/27	5	11984901	SAE-0012/DIV	1011	\$310.00	\$94,578.51
11/27	6	11984901	SAE-0012/DIV	1111	\$510.00	\$94,068.51
11/27	7	11984901	SAE-0012/DIV	1311	\$210.00	\$93,858.51
11/27	8	11984901	SAE-0012/DIV	1203	\$370.00	\$93,488.51
11/27	15	11984902	SON-3413/CON	1011	\$310.00	\$93,178.51
11/27	17	11984902	SON-3413/CON	1311	\$210.00	\$92,968.51
11/27	16	11984902	SON-3413/CON	1111	\$510.00	\$92,458.51
11/27	18	11984902	SON-3413/CON	1201	\$210.00	\$92,248.51
11/27	28	10468106	SON-2551	1801	\$810.00	\$91,438.51
11/27	1	10983910	65448-0279	2814	\$65.00	\$91,373.51
11/27	243	10572284	SHO-0128	1501	\$1,440.00	\$89,933.51
11/27	245	10572284	SHO-0128	8001	\$12.00	\$89,921.51
11/27	244	10572284	SHO-0128	1504	\$300.00	\$89,621.51
11/27	10107	77337403	68578-0089	7001	\$325.00	\$89,296.51
11/27	13	10878477	51325-00001	1402	-\$510.00	\$89,806.51
11/27	10817	78782927	66215-0019	7004	\$150.00	\$89,656.51
11/27	1	10738317	65306-0092	2201	\$105.00	\$89,551.51
11/27	1	11346839	66479-0020	1202	\$50.00	\$89,501.51
11/27	12486	11363697	66311-0022	1251	\$120.00	\$89,381.51
11/28	1859	11945631	20070445	1011	\$310.00	\$89,071.51
11/28	1880	11945631	20070445	1111	\$510.00	\$88,561.51
11/28	1861	11945631	20070445	1311	\$210.00	\$88,351.51
11/28	1862	11945631	20070445	1201	\$210.00	\$88,141.51
11/28	3378	11945631	65632-0524	8021	\$40.00	\$88,101.51
11/28	3975	PCT/US07/85619 VZ06101WO		1601	\$300.00	\$87,801.51
11/28	3976	PCT/US07/85619 VZ06101WO		1602	\$1,800.00	\$86,001.51

*Refund***Application Number Information**

Application Number: 10/738317

Assignments

Filing or 371(c) Date: 12/17/2003 eDan

Effective Date: 12/17/2003

Application Received: 12/18/2003

Pat. Num./Pub. Num: /20050133046

Issue Date: 00/00/0000

Date of Abandonment: 00/00/0000

Attorney Docket Number: 65306-0092

Status: 41 /NON FINAL ACTION MAILED

Confirmation Number: 8901

Examiner Number: 82037 / ROGERS, JAMES

Group Art Unit: 1618

IFW MadrasClass/Subclass:
424/423.000

Lost Case: NO

Interference Number:

Unmatched Petition: NO

L&R Code: Secrecy Code:1

Third Level Review: NO

Waiting for Response
Desc.Mail Non Final

Secrecy Order: NO

Status Date: 01/17/2008

Oral Hearing: NO

Title of Invention: COMPOSITIONS AND METHODS FOR IMPROVED OCCLUSION OF VASCULAR DEFECTS

Bar Code	PALM Location	Location Date	Charge to Loc	Charge to Name	Employee Name	Location
10738317CA	28CI	09/16/2006	No Charge to Location	No Charge to Name	NGUYEN, HUY	RND/00/A 41

Appln
Info

Contents

Petition Info

Atty/Agent Info

Continuity/Reexam

Foreign Data

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or Patent#

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PCT /

Search

or PG PUBS #

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Attorney Docket #

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FAX TRANSMISSION**DATE:** March 11, 2008**PTO IDENTIFIER:** Application Number 10/738,317-Conf. #8901
Patent Number**Inventor:** Timothy A. Becker et al.**MESSAGE TO:** US Patent and Trademark Office**FAX NUMBER:** (571) 273-8300**FROM:** RADER, FISHMAN & GRAUER PLLC

James F. Kamp

PHONE: (248) 594-0656**Attorney Dkt. #:** 65306-0092**PAGES (Including Cover Sheet):** 6**CONTENTS:** Request for Refund (3 pages)
Deposit Account Statement (1 page)
Fax Cover Sheet (1 page)
Certificate of Transmission (1 page)

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